

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

01-R-0194

A RESOLUTION AUTHORIZING THE MAYOR TO CONSENT TO THE ASSIGNMENT OF BFI OF ATLANTA, INC.'S ("BFI") PORTION OF THE CITYWIDE CURBSIDE DROP-OFF RECYCLING CONTRACT, FC-6930-97, TO DREAMSAN, INC., BFI'S JOINT VENTURE PARTNER, FOLLOWING THE ACQUISITION OF BFI BY ALLIED WASTE INDUSTRIES AND THE SALE OF ASSETS FROM BFI TO DREAMSAN, INC.; TO AUTHORIZE THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 2 WITH DREAMSAN, INC. FOR FC-6930-97, CITYWIDE CURBSIDE DROP-OFF RECYCLING PROGRAM ON BEHALF OF DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION FIVE HUNDRED FIFTY SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$2,557,800.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1A01 524001 M31T05029999

WHEREAS, the City of Atlanta awarded a contract for FC-6930-97, Citywide Curbside Drop-Off Recycling Program (the "Recycling Contract") to BFI of Atlanta ("BFI")/Dreamsan, Inc.; and

WHEREAS, BFI was acquired by Allied Waste Industries ("Allied") and BFI and Dreamsan, Inc. entered into a Sale of Assets Agreement on or about March 13, 2000; and

WHEREAS, Allied's current focus is on waste collection and disposal and the Recycling Contract is outside of Allied's core business; and

WHEREAS, BFI and Dreamsan, Inc. satisfactorily performed under the terms and conditions of the Recycling Contract, and the Department of Public Works has confidence in the management team at Dreamsan and their ability to continue to provide recycling services to the City in light of the acquisition of BFI and the sale of assets to Dreamsan, Inc.; and

WHEREAS, Dreamsan, Inc. has agreed to perform the recycling services under the Recycling Contract as presently written without modifications or amendments; and

WHEREAS, consenting to the assignment of BFI's interest in the Recycling Contract to its joint venture partner, Dreamsan, is in the best interest of the City to promote continuity and to avoid, among other things, loss or disruption in such services.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That the Mayor is hereby authorized, on behalf of the City, to consent to the assignment of BFI's rights, duties and obligations and any interest BFI holds, or may have held, in the Recycling Contract, FC-6930-97, to its partner, Dreamsan, Inc.

Section 2: That the Mayor be and is hereby authorized to enter into a Renewal Agreement No. 2 for Recycling Services with Dreamsan, Inc. for the purpose of providing curbside drop-off recycling services for the citizens of Atlanta for \$2.45 per household per month with an amount not to exceed Two Million Five Hundred Fifty-seven Thousand Eight Hundred Dollars (\$2,557,800.00) and pursuant to the remaining options under the Recycling Contract.


Section 3: That the City's Consent to this assignment and the agreement continuing and/or renewing such recycling services shall not become binding on the City, and the City shall incur no liability upon the same until such agreement or agreements have been executed by the Mayor, approved as to form by the City Attorney, sealed by the Municipal Clerk, and delivered to the contracting party.

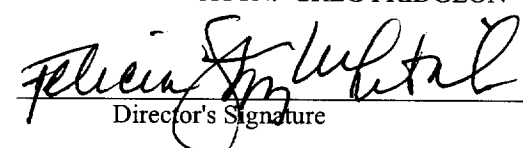
Section 4: That all services for said contracted work shall be charged to and paid from the following Fund, Account and Center Number: 1A01 524001 M31T05029999

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON


Commissioner's Signature


Director's Signature

Originating Department DPW

Contact Person: Keith Brooks x6382

Committed(s) of Purview Finance/Executive Committee

Council Deadline: February 2, 2001

Committee Meeting Dates(s): February 13-14, 2001

Full Council Date: February 19, 2001

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO CONSENT TO THE ASSIGNMENT OF BFI OF ATLANTA, INC.'S ("BFI") PORTION OF THE CITYWIDE CURBSIDE DROP-OFF RECYCLING CONTRACT, FC-6930-97, TO DREAMSAN, INC., BFI'S JOINT VENTURE PARTNER, FOLLOWING THE ACQUISITION OF BFI BY ALLIED WASTE INDUSTRIES AND THE SALE OF ASSETS FROM BFI TO DREAMSAN, INC.; TO AUTHORIZE THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 2 WITH DREAMSAN, INC. FOR FC-6930-97, CITYWIDE CURBSIDE DROP-OFF RECYCLING PROGRAM ON BEHALF OF DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION FIVE HUNDRED FIFTY SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$2,557,800.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1A01 524001 M31T05029999

BACKGROUND

TO CONTINUE THE CURRENT CURBSIDE RECYCLING PROGRAM WHICH INCLUDES THE COLLECTION AND PROCESSING OF RECYCLABLE MATERIALS FROM APPROXIMATELY 87,000 HOUSEHOLD THROUGHOUT THE CITY OF ATLANTA.

FINANCIAL IMPACT (if any) \$2,557,800.00

Mayor's Staff Only

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Received by Mayor's Office:

1/31/01
(date)

Reviewed by:

GP
(initials) (date)

Submitted to Council:

(date)

Action by Committee:

____ Approved ____ Adverse ____ Held ____ Amended

____ Substitute ____ Referred ____ Other

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(Do Not Write Above This Line)

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- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

- ☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

MAYOR'S ACTION